

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

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ANTHONY RICHARDS, SR.

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Plaintiff,

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v.

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1:07-CV-261-WKW

DAVE SUTTON, SHERIFF, *et al.*,

\*

Defendants.

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**ORDER ON MOTION**

Upon consideration of Plaintiff's Motion to Treat Opposition as a Motion for Summary Judgment, it is

ORDERED that the motion (Doc. No. 37) be and is hereby DENIED at this time. (*See* Doc. No. 6 at 2, ¶5.)

It is further

ORDERED that Plaintiff's opposition (Doc. No. 36), construed to contain a renewed request for appointment of counsel, is DENIED for the reasons stated in the court's March 28, 2007 order. (*see* Doc. No. 5.)

DONE, this 12<sup>th</sup> day of July 2007.

/s/ Susan Russ Walker  
SUSAN RUSS WALKER  
UNITED STATES MAGISTRATE JUDGE